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4 Attorney for Defendant
5 JUAN DAVID HERNANDEZ
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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10
11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 JUAN DAVID HERNANDEZ, et al,

15 Defendants.

No. CR S-04-0280 FCD
STIPULATION AND ORDER;
EXCLUSION OF TIME

Date: July 25, 2005
Time: 9:30 a.m.
Hon. Frank C. Damrell, Jr.

16
17 IT IS HEREBY STIPULATED by and between the parties hereto through their
18 respective counsel, WILLIAM WONG, Assistant United States Attorney, attorney for Plaintiff,
19 MICHAEL E. HANSEN, attorney for Defendant HERNANDEZ, MARK J. REICHL, attorney
20 for Defendant VASQUEZ, SHARI RUSK, attorney for Defendant VARGAS, that the
21 previously scheduled status conference hearing date of July 25, 2005 be vacated and the matter
22 set for status conference on August 29, 2005 at 9:30 a.m.

23 This continuance is requested to allow defense counsel time to evaluate plea
24 agreements and research sentencing issues. Also, counsel for defendant Hernandez is currently
25 in jury trial in Sacramento County Superior Court.

26 Accordingly, all counsel and defendants agree that time under the Speedy Trial Act
27 from the date this stipulation is lodged, through August 29, 2005, should be excluded in
28

1 computing time within which trial must commence under the Speedy Trial Act, pursuant to
2 Title 18 U.S.C. § 3161 (H)(8)(B)(iv) and Local Code T4.

3 Respectfully submitted,

4 Dated: July 21, 2005

5 /s/ Michael E. Hansen
6 MICHAEL E. HANSEN
7 Attorney for Defendant
8 JUAN DAVID HERNANDEZ

9 Dated: July 21, 2005

10 /s/ Michael E. Hansen for
11 MARK J. REICHL
12 Attorney for Defendant
13 JESUS VASQUEZ

14 Dated: July 21, 2005

15 /s/ Michael E. Hansen for
16 SHARI RUSK
17 Attorney for Defendant
18 MARCO ANTONIO VARGAS

19 Dated: July 21, 2005

20 /s/ Michael E. Hansen for
21 WILLIAM S. WONG
22 Assistant U.S. Attorney
23 Attorney for Plaintiff

24 ORDER

25 The previously scheduled status conference hearing date of July 25, 2005 is vacated
26 and the matter set for further status conference on August 29, 2005 at 9:30 a.m.

27 Time is excluded in the interests of justice pursuant to 18 U.S.C. § 3161(H)(8)(B)(iv)
28 and Local Code T4.

29 IT IS SO ORDERED.

30 Dated: July 22, 2005

31 /s/ Frank C. Damrell Jr.
32 FRANK C. DAMRELL, JR.
33 United States District Judge